IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

Contempt Petition No. 57 of 2007
in
Suit No.1934 of 1994

1. Alpesh Shantilal Nakar
and others ..Petitioners

vs.

1. Lata Mehta and ors. ..Respondents

Mr.J.P.Sen i/b Mr.A.G.Shah for petitioners.
Mr.K.K.Jadhav for respondents

CORAM: S.C.DHARMADHIKARI J.
27th August, 2007

P.C.

1. With all pursuation at his command Mr.Sen could not convince me that the present petition could be instituted as a contempt petition alleging civil contempt under the Contempt of Courts Act, 1971.

2. The decree passed by consent of parties contains obligations qua both sides and if they have to be fulfilled or complied with and if they are not so, then the remedy is in execution and not a civil contempt, more so, when the ingredients thereof are not satisfied in this case. Leaving to the parties open all remedies for execution of the decree passed by consent and applying for appropriate reliefs in such proceedings this contempt petition is disposed of. **(S.C.DHARMADHIKARI J.)**